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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11 JOAQUIN A. RODRIGUEZ TORRES,

CORNELIA M. STEUBE,

) No. C 07-3345 TEH

12 Plaintiffs,

)

13 v.

)

14) **STIPULATION TO DISMISS AND**
14) **[PROPOSED] ORDER**

15 GERARD HEINAUER, Director, U.S.

15 Citizenship and Immigration Services,

16 Nebraska Service Center;

16 DR. EMILIO T. GONZALEZ, Director, U.S.

17 Citizenship and Immigration Services;

17 MICHAEL CHERTOFF, Secretary of the U.S.

18 Department of Homeland Security;

18 ROBERT MUELLER, Director,

19 Federal Bureau of Investigations;

19 ALBERTO GONZALES, Attorney General,

20 U.S. Department of Justice,

21 Defendants.

)

22 Plaintiffs, by and through their attorney of record, and Defendants by and through their

23 attorney of record, hereby stipulate, subject to the approval of the Court, to dismissal of the action

24 without prejudice because the United States Citizenship and Immigration Services agrees to

25 adjudicate Plaintiffs' adjustment of status applications (Form I-485) pursuant to USCIS policy, as

26 articulated in the memorandum entitled Revised National Security Adjudication and Reporting

27 Requirements by Michael Aytes, Associate Director of Domestic Operations, HQ 70/23 and

28 70/28.1, within 30 days of the dismissal of this action.

Stipulation to Dismiss

C07-3345 TEH

1 The parties also request that the Court vacate the case management conference scheduled for
2 March 10, 2008.

3 Each of the parties shall bear their own costs and fees.

4 Dated: March 4, 2008

Respectfully submitted,

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 /s/
8 ILA C. DEISS¹
9 Assistant United States Attorney
Attorney for Defendants

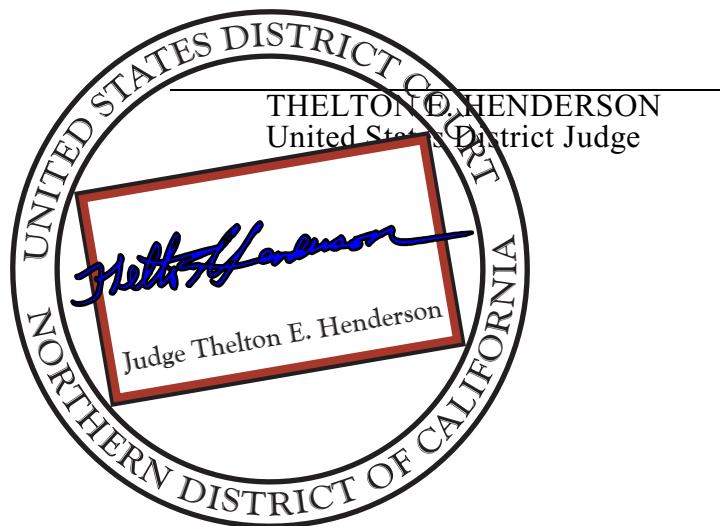
10 Dated: March 4, 2008

11 /s/
12 MARTIN J. LAWLER
13 Attorney for Plaintiffs

14 **ORDER**

15 Pursuant to stipulation, IT IS SO ORDERED.

16 Date: 03/04/08



27 ¹ I, Ila C. Deiss, hereby attest that I have on file all holograph signatures for any
28 signatures indicated by a "conformed" signature (/S/) within this efiled document.